



# Summer Board Meeting News

## New RD Requirements; Electronic Seal Clarifications

The Nevada State Board of Architecture, Interior Design and Residential Design (NSBAIDRD) convened two board meetings this summer. The first meeting was held in Las Vegas on June 7, and the second meeting was held in Stateline on August 9.

### Changes to Residential Design Requirements

A public workshop and hearing were held at the June 7 board meeting to discuss amendments to NAC 623.505, the residential designer "table of equivalents." Candidates for registration as

residential designers must have a combination of five years education and experience to qualify to take the Residential Design Exam. The means by which candidates get that credit is detailed in NAC 623.505.

The most significant change to the table is the addition of another avenue by which candidates can earn education credit. The board added a provision allowing up to two years of credit for any degree with an emphasis in residential design that has been approved by the board. The board hopes that this

change will encourage more candidates to pursue formal education prior to licensure.

Additional changes to NAC 623.505 allow residential designer candidates to earn up to four years of education credit for an architecture degree, or credits toward that degree, from a program not accredited by NAAB. This is an increase over the previous maximum credit allowed of two years.

Another change increased the education credits allowed for

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# Nevada Participates in NCARB Annual Meeting

The National Council of Architectural Registration Boards (NCARB) held its annual meeting in Cincinnati, Ohio from June 21-24. Five board members and staff participated in the meeting. Delegates from across the country heard reports from NCARB's executive officers, elected new officers, voted on resolutions affecting council bylaws and policies and participated in workshops about issues important to the

regulation of architecture. The list of resolutions considered at the meeting can be found on Page 3.

Robert E. Luke (Mississippi) was installed as the 2006-07 NCARB President. Officers elected during the meeting were: Douglas K. Engebretson (Massachusetts), First Vice President; Gordon E. Mills (Iowa), Second Vice President; and Andrew W. Prescott (Maryland), Treasurer.

This year's meeting addressed topics affecting the future direction of the council and the profession, including changes to the council governance structure, the evolution of the Architect Registration Exam (ARE) and sequencing of the Intern Development Program (IDP) and ARE.

Prior to the annual meeting, a grassroots effort was mobilized asking NCARB to change its

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# Nevada Law Takes Precedence Over Conflicting Rules of Conduct

The NSBAIDRD adopts, by reference, the most recent NCARB Rules of Conduct as the code of ethics for architects (NAC 623.900). Every year, NCARB updates the Rules of Conduct at its annual meeting. Because the NCARB Rules of Conduct are not state-specific, it is possible that they may conflict with state law.

Nevada state law **always** supercedes the Rules of Conduct. In other words, if the Rules of Conduct say that a certain practice is allowed, but under NRS 623 or NAC 623 the same practice is **not** permitted, that practice would be unlawful in Nevada and prohibited.

In an effort to help Nevada architects identify which areas of the Rules of Conduct conflict with Nevada law, the board has added a cover sheet to the Rules of Conduct available through the Web site. To download the latest version, go to the "Laws & Rules" page of the board's Web site ([nsbaidrd.nv.us/law\\_rules.htm](http://nsbaidrd.nv.us/law_rules.htm)). 

Currently, the only section with a conflict is Rules of Conduct 5.2, which states:

*5.2 An architect may sign and seal technical submissions only if the technical submissions were:*

- (i) prepared by the architect;*
- (ii) prepared by persons under the architect's responsible control;*

*(iii) prepared by another architect registered in the same jurisdiction if the signing and sealing architect has reviewed the other architect's work and either has coordinated the preparation of the work or has integrated the work into his/her own technical submissions; or*  
*(iv) prepared by another architect registered in any United States jurisdiction and holding the certification issued by the National Council of Architectural Registration Board if*

*(a) the signing and sealing architect has reviewed the other architect's work and has integrated the work into his/her own technical submissions and*  
*(b) the other architect's technical submissions are prototypical building documents. An architect may also sign and seal drawings, specifications, or other work which is not required by law to be prepared by an architect if the architect has reviewed such work and has integrated it into his/her own technical submissions.*

This is in violation of NRS 623.270.1(d), which states:

**NRS 623.270 Grounds; conditions for probation.**

*1. The board may place the holder of any certificate of registration issued pursuant to the provisions of this chapter on probation, reprimand him, fine him not*

*more than \$10,000, suspend or revoke his license, impose the costs of investigation and prosecution upon him or take any combination of these disciplinary actions, if proof satisfactory to the board is presented that:*

*(d) The holder of a certificate has affixed his signature or seal to plans, drawings, specifications or other instruments of service which have not been prepared by him or in his office, or under his responsible control, or has permitted the use of his name to assist any person who is not a registered architect, registered interior designer or residential designer to evade any provision of this chapter.*

Nevada registrants may only seal and sign documents if those documents are prepared by the architect or under the architect's responsible control. If the architect receives documents from another registrant or individual that were not prepared under the architect's responsible control, the architect must redraw the plans before incorporating them into his documents and affixing his stamp or seal.

If you have a question about a particular practice, or a possible conflict between the law and the Rules of Conduct, please call the board office at (702) 486-7300.

## We are still looking for a few volunteers



The board is searching for registrants and building officials with knowledge of the International Codes to help update the Nevada Supplemental Exam for Registered Interior Designers and the Residential Design Exam.

We extend our thanks to those who have already volunteered, and we will be in touch soon with all the details.

For more information or to volunteer, please contact Gina Spaulding at [gspaulding@nsbaidrd.nv.gov](mailto:gspaulding@nsbaidrd.nv.gov).

# Nevada Participates in NCARB Meeting

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policy in regard to ARE/IDP timing. Current NCARB policy requires candidates to complete IDP before they can begin taking the ARE. Nevada follows NCARB policy in regards to this timing issue. Nine jurisdictions currently allow candidates to take the ARE prior to completing IDP.

At the annual meeting, NCARB member boards, including Nevada, said that they could not support any change in the timing policy prior to seeing details of how it would be implemented. Details requested included the number of months of experience under the direct supervision of an architect and the minimum number of completed IDP training units required prior to taking the exam, as well as which divisions of the ARE could be taken early.

The NCARB Board of Directors plans to present a resolution to implement a new policy, as well as details of how it would be implemented, at the 2007 annual meeting. Once the information is presented at the 2007 meeting, the Nevada board will decide if it supports allowing candidates to take the ARE prior to completing IDP.

During the four-day meeting, a variety of workshops were held. Topics included: ARE Update; Continuing Education; Council Governance and Leadership; Exploring Implications of Evolving Practice: Defining Competence for Tomorrow's Architect; Exploring the NCARB Web Site; IDP Training and Documentation; IDP/ARE Sequencing; Implications and Opportunities; IDP: A Blueprint for the Future; International Updates; and The NCARB Certificate, The Gold Standard Credential.

The 2006 NCARB Prize for Creative Integration of Practice and Education in the Academy was awarded at the annual meeting. Architecture schools with NAAB-accredited degree programs were invited to submit established projects demonstrating unique initiatives that bring together the academy and the profession within the studio curriculum. Montana State University (MSU) was awarded the grand prize for its program, "Engaging the

Advancing Edge of the Architecture Profession." In this program, students who are enrolled in a professional practice class investigate trends and focus on business research and strategy in architectural

practice by working with firms and other entities such as MSU's School of Business.

Next year's annual meeting will be held from June 20-23 in Denver, Colo.

## Resolutions Considered at NCARB Meeting

*Changes to NCARB policies and guidelines do not affect Nevada law. Nevada law can only be changed by NSBAIDRD action and/or an act of the legislature and governor.*

### Resolution 06-01

Passed 50-0-2 (Nevada voted "aye")  
Amended bylaws to assure confidentiality of ARE-related matters.

### Resolution 06-02

Passed 51-0-1 (Nevada voted "aye")  
Amended bylaws to clarify the timing for ascertaining qualifications of regional directors.

### Resolution 06-03

Passed 52-0-0 (Nevada voted "aye")  
Modified the Rules of Conduct clarifying the resident architect office requirement.

### Resolution 06-04

Passed 46-6-0 (Nevada voted "aye")  
Amended bylaws to reduce terms of office of Secretary and Treasurer from two years to one year.

### Resolution 06-05

Passed 48-3-1 (Nevada voted "aye")  
Amended bylaws to eliminate the Finance/Management Committee and transfer its duties to the Executive Committee.

### Resolution 06-06

Passed 44-8-0 (Nevada voted "aye")  
Amended bylaws to eliminate requirement that each region have a representative on the Committee on Education.

### Resolution 06-07

Passed 50-1-1 (Nevada voted "aye")  
Amended Model Law to conform changes to Legislative Guideline IV (A): NCARB Certificate Authorizing Reciprocal Registration.

### Resolution 06-08

Passed 50-1-1 (Nevada voted "aye")  
Resolved that the Tri-National Agreement for Mutual Recognition be supported.

### Resolution 06-09

Passed 51-1-0 (Nevada voted "aye")  
Resolved that the Architects Council of Europe Agreement toward Mutual Recognition be supported.

### Resolution 06-10

Passed 50-1-1 (Nevada voted "aye")  
Resolved that the Australia Agreement for Mutual Recognition be supported.

### Resolution 06-11

Passed 50-1-1 (Nevada voted "aye")  
Resolved that the revisions to the NCARB Education Standard be supported.

### Resolution 06-12

Passed 45-6-1 (Nevada voted "aye")  
Amended Model Law in regard to ARE timing.

### Resolution 06-14

Passed 43-3-6 (Nevada voted "aye")  
Revoked the Northern Mariana Islands' council membership for failure to pay dues.

*Resolution 06-13 was not moved.*

# Enforcement Actions

(March 9 - August 9, 2006)

Inquiries are routinely sent to both registrants and non-registrants for alleged violations of the Nevada Revised Statutes (NRS) and Nevada Administrative Codes (NAC). There were nine cases this period that were submitted for board consideration and approved. Additionally, 20 cases were closed this period because there was no basis for the allegations or the complaint did not fall within the board's jurisdiction.

The following cases were closed by means of settlement agreement and/or stipulation. As part of the agreement, respondents agreed to assure compliance with

Chapter 623. Should the respondent be involved in a subsequent case and found to have again violated a NRS or NAC, the case may be used as an aggravating factor.

Every effort is made to ensure that the following information is correct. Before making any decision based on this information, you should contact the NSBAIDRD.

## ***Not in Responsible Control: NRS 623.270.1(d)***

### **Case No. 06-012R**

The allegation against **Nicholas Tricarico (Reg. No. 1678)** was that he allegedly did not have responsible control over drawings, which he signed and sealed, for six wireless retail store projects in Nevada. The matter was resolved through a stipulation and order incorporating a "No Contest Clause," an administrative payment of \$10,000 and costs in the amount of \$3,500.

## ***Holding Oneself Out: NRS 623.360.1(a)(b)***

### **Case No. 06-031N**

The allegations against **Ed Chamberlin, Werner Duecker and Chamberlin Architects, PC** were that they held themselves out as being qualified to

provide architectural services prior to obtaining a certificate of registration issued by the board. The matter was resolved by a settlement agreement incorporating an admission of guilt, an administrative penalty of \$2,500 and investigative costs in the amount of \$1,000.

### **Case No. 06-050N**

The allegations against **Clifford Wilson, James Estes and Wilson Estes Police**

**Architects** were that they held themselves out as being qualified to provide architectural services prior to obtaining a board-issued temporary

certificate of registration or certificate of registration. The matter was resolved by a settlement agreement incorporating an admission of guilt, a "No Effect On Licensure Clause," an administrative penalty of \$5,000 and investigative costs in the amount of \$1,000.

## ***Holding Oneself Out and Unlicensed Practice: NRS 623.360.1(a)(b)(c)***

### **Case No. 06-029N**

The allegations against **William L. Rawn and William Rawn Associates, Architects, Inc.** were that they held themselves out as being qualified to provide services that fall under the practice of architecture and by engaging in the practice of architecture, prior to obtaining a board-issued temporary certificate of registration or certificate of registration. The matter was resolved by a settlement agreement incorporating a "No Contest Clause," an "Effect on Licensure Clause," an administrative penalty of \$20,000 and investigative costs in the amount of \$2,500.

### **Case No. 06-030R**

The allegations against **Garth Sheriff** were that he held himself out as being qualified to provide services that fall under the

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## Enforcement Actions

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practice of architecture in Nevada and by engaging in the practice of architecture, prior to obtaining a certificate of registration issued by the board. The matter was resolved by a settlement agreement incorporating an admission of guilt, an administrative penalty of \$8,500 and investigative costs in the amount of \$1,000.

### Case No. 06-044N

The allegations against **Brian Poliquin, Mark Kellogg and Poliquin Kellogg Design Group** were that they held themselves out as being qualified to provide services that fall under the practice of architecture and by engaging in the practice of architecture, prior to obtaining a certificate of registration issued by the board. The matter was resolved by a settlement agreement incorporating a "Contest to Findings Clause," a "No Effect on Licensure Clause," an administrative penalty of \$10,000 and investigative costs in the amount of \$2,500.

### Case No. 06-046N

The allegations against **Dan Nix and Dannix Design Team** were that they held themselves out as being qualified to provide services that fall under the practices of architecture and registered interior design and by engaging in the practices of architecture and registered interior design, prior to obtaining a certificate of registration issued by the board. The matter was resolved by a settlement agreement incorporating an admission of guilt, an administrative penalty of \$7,500 and investigative costs in the amount of \$1,300.

### Case No. 06-047N


The allegations against **Guillaume Belgique and Architecture Belgique, Inc.** were that they held themselves out as being qualified to provide services that fall under the practice of architecture and by engaging in the practice of architecture, prior to obtaining a certificate of registration issued by the board. The matter was resolved by a settlement agreement incorporating a "No Contest Clause," an "Effect on Licensure Clause," an administrative penalty of

## Summer Board Meeting News

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degrees from accredited engineering and accredited interior design programs. Candidates can now earn a maximum of three years credit, up from the previous two years.

Another amendment increased the maximum amount of training credits that can be earned under the direct supervision of a licensed engineer from one to two years.

The full text of the new regulation can be found at [nsbaidrd.state.nv.us/Documents/RDTable\\_Eff0606.pdf](http://nsbaidrd.state.nv.us/Documents/RDTable_Eff0606.pdf).  This regulation was effective on June 28.

### Board Answers Questions About Electronic Seals

As many registrants begin to take advantage of the new allowance for electronic sealing and signing of documents, a handful of questions have emerged about what is acceptable and what is not.

At the August meeting, board members again emphasized that registrants may choose to electronically seal, sign and date their documents; the new regulations do not require electronic sealing. Registrants who do not want to electronically seal, sign and date documents may continue to hand-stamp, sign and date plans. Likewise, registrants may use a combination of electronic and hand/original stamp or seal, signature and date. For example, a registrant may electronically apply his seal and date, and sign the documents by hand.

Board members said that the new regulations also allow registrants to submit copies of their original documents to the building departments and other

\$4,000 and investigative costs in the amount of \$1,300.

### Case No. 06-058N

The allegations against **Gary Pitts and BGO Architects, Inc.** were that they held themselves out as being qualified to provide services that fall under the practice


governmental bodies. For example, a registrant may choose to print the original documents and apply his stamp, signature and date by hand. The registrant may then take those originals and make copies for submission to the building department.

**It is the registrant's responsibility to protect his seal and signature and to ensure that it is not applied to documents not prepared by him or under his responsible control.**

Board members said that the new regulations also allow registrants to use a stamp to apply their signature and date.

Board members stressed that it is still the registrant's responsibility to protect his seal and signature. As with the rubber stamps and embossed seals, each registrant must ensure that his electronic seal and signature are not affixed to documents not prepared by him or under his responsible control. The board is not mandating any particular security system, instead allowing each registrant to determine the proper safeguards and security for his seal and his practice.

Over the coming months, the board will work to educate building officials around the state about the new changes to the stamping requirements. Because the changes are significant, it will take some time for everyone to learn what is and is not acceptable.

Full text of the applicable regulations can be found at [nsbaidrd.state.nv.us/Documents/New NAC 0306.htm](http://nsbaidrd.state.nv.us/Documents/New NAC 0306.htm). 

of architecture and by engaging in the practice of architecture, prior to obtaining a certificate of registration issued by the board. The matter was resolved by a settlement agreement incorporating an admission of guilt, an administrative penalty of \$10,000 and investigative costs in the amount of \$1,000.

# New Registrants by Examination

## (March 9 - August 9, 2006)

The NSBAIDRD wishes to extend congratulations to the following individuals who recently passed their profession's licensing exam and now hold certificates of registration in Nevada:

### Architects

- 5616 Nic Niccum (Las Vegas)
- 5617 Darrin M. Berger (Carson City)
- 5618 Baochau D. Nguyen (Escondido, Cal.)
- 5619 Paul Cline (Las Vegas)
- 5620 Michelle S. Kou (Lake Forest, Cal.)
- 5621 Baron Hershberger (Reno)
- 5622 Mojra Hauenstein (Reno)
- 5623 Forrest W. Huisman (Reno)
- 5624 Michael J. Geist (Reno)
- 5666 Kastytis Chechavicius (Las Vegas)
- 5667 Carol M. Mavros (Florence, Mont.)

### Registered Interior Designers

- 121-ID Tara C. Strothman (Las Vegas)
- 122-ID A. Marie Wikoff (Reno)
- 123-ID Sean W. Tanner (Las Vegas)
- 124-ID Nicole M. Serini (Las Vegas)

### Residential Designers

- 232-P Timothy D. White (Las Vegas)
- 233-P Scott E. Bensen (Las Vegas)
- 234-P Bruce W. Hutchins (Las Vegas)



*(At left) New architects at June meeting: Forrest Huisman, Darrin Berger, Michelle Kou, Michael Geist, Nic Niccum, Baron Hershberger, Paul Cline, Baochau Nguyen and Mojra Hauenstein.*

*(At right) New registered interior designers at June meeting: Tara Strothman and Marie Wikoff.*




*(At left) New residential designers: Bruce Hutchins, Timothy White and Scott Bensen.*




*(At right) August meeting registrants: New architects Carol Mavros and Kastytis Chechavicius, and new registered interior designers Sean Tanner and Nicole Serini.*

## Link Directly to Web Sites Cited in Focus

To link directly to a Web site listed in an article, move your cursor over the site address and click on it to go to the referenced page.

The cursor, which looks like a hand in Acrobat Reader, will change appearance to a pointing hand with a "W" when it moves over an active link. When you see , you'll know it is an active link.

## Architect Licensing Requirements Published

The "2006 Member Board Requirements" are now available exclusively online on the NCARB Web site at [www.ncarb.org/stateboards](http://www.ncarb.org/stateboards). 

The information, available for each US jurisdiction, includes initial registration requirements, reciprocal registration requirements and practice requirements. The information can be accessed by state or through a comparative chart.

A list of over 40 questions is answered for each jurisdiction. Such questions include:

- "Is there a residency requirement?"
- "Does your board issue a license to an entity to practice architecture?"
- "May an architect not registered in your jurisdiction associate with an architect registered in your jurisdiction to assist in performing services on a project in your jurisdiction when the local registered architect will sign all technical submissions?"

Contact information for each regulatory board is also listed.

# Nevada Artist Hall of Fame to Honor John Klai II

UNLV will induct NSBAIDRD Chairman John Klai II into its Nevada Entertainer/Artist Hall of Fame on Sept. 21. Along with Klai, entertainer Wayne Newton and actress Mary Healy Hayes will also be inducted, and Las Vegas Strip producer Frederic Aparcar will be recognized with a special Lifetime Achievement Award.

The Nevada Entertainer/Artist Hall of Fame at UNLV was founded to honor residents of southern Nevada who have made a significant impact on the arts, including visual and performing arts and architecture.

Klai has served on the NSBAIDRD since 1999 and was elected to the position of chairman in 2005. A Las Vegas resident, he has been a registered architect in the state since 1983 and is recognized for designing hospitality and gaming resorts.

Klai and his firm contribute significantly to the community. The firm, Klai Juba Architects, sponsors the Klai Juba Lecture Series at UNLV, which attracts internationally known architects to speak at the school. In addition, he personally awards an annual scholarship at the UNLV School of Architecture and is currently spearheading a campaign to endow the program through the establishment of the Council of Excellence.

In addition to this recent honor, Klai's philanthropic contributions have been



*John R. Klai II, NSBAIDRD Chairman*

recognized through numerous awards, including the "Governor's Arts Award for Service to the Arts, Businesses and Patrons," the "Outstanding Philanthropist for 2004" award from the Las Vegas Chapter of the Association of Fundraising Professionals and the "Great Friend to Kids Award" from the Lied Discovery Children's Museum.

The awards ceremony will be held at 6:30 p.m. on Thursday, Sept. 21 in the UNLV Artemus Ham Concert Hall. Tickets are available at the UNLV Performing Arts Center Box Office or by calling 895-ARTS (2787).

# I-Code Update

The code adoption process is underway in southern Nevada for the 2006 editions of the International Building Code (IBC), International Residential Code (IRC), Uniform Plumbing Code (UPC), Uniform Mechanical Code (UMC), International Energy Conservation Code (IECC), the Southern Nevada Pool Code and the 2005 edition of the National Electrical Code (NEC).



Southern Nevada jurisdictions participating in this review and adoption are Boulder City, Clark County, Henderson, Las Vegas, Mesquite, North Las Vegas and Nye County.

New codes will be adopted later this year, with a planned effective date of May 1, 2007. As always, local amendments will be adopted with the model codes.

Under the proposed timeline, plans must be submitted to plan check before May 1, 2007 to be approved under the current codes. Plans submitted after the adoption date, but before May 1, may use either the current or 2006 codes.

For questions about plan submittals for a specific jurisdiction, please contact the jurisdiction's building department directly.

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Past newsletters  
Board meeting minutes  
Nevada laws and rules  
Board-issued notices  
Forms and applications

<http://nsbaidrd.state.nv.us> 

# Calendar

## Oct. 5, 2006

NSBAIDRD Board Meeting  
*Las Vegas*

## Oct. 13-14, 2006

Fall 2006 NCIDQ Examination

## Oct. 14, 2006

Nevada Supplemental Exam for Registered  
Interior Designers

## Nov. 10-12, 2006

NCIDQ Annual Meeting  
*Louisville, Ky.*

## Jan. 10, 2007

NSBAIDRD Board Meeting  
*Las Vegas*

## Feb. 9, 2007

Residential Design Written Exam  
*Las Vegas and Reno*


# Moving?

# New job?

Don't forget to send your change of  
address or change of employment  
to the board.

### NAC 623.720

*Each architect, residential designer or interior designer who holds a certificate of registration shall advise the board in writing of any change of address or place of employment within 30 days after the change.*

Change of address forms are available on the Web site,  or simply include the following information in a letter or e-mail:

Full Name  
Registration Number  
Old Address, Phone and Fax Numbers  
New Address, Phone and Fax Numbers  
E-mail Address  
Effective Date of Change



### Board Members

#### Chairman

John R. Klai II,  
*Architect*

#### Secretary/Treasurer

George F. Garlock,  
*Architect*

Greg L. Erny,  
*Architect*

Judith H. Fermoile,  
*Registered Interior Designer*

Larry A. Henry,  
*Architect*

JoAnn Oppenheimer Gore,  
*Public Member*

Derrell Parker,  
*Registered Interior Designer*

William E. Snyder,  
*Architect*

Larry D. Tindall,  
*Residential Designer*

### Board Staff

Gina Spaulding  
*Executive Director*

Betty J. Ruark  
*Chief Investigator*

Tammy L. Bond  
*Administrative Secretary*

Rebecca Ann Gaul  
*Investigator for Northern Nevada*

Monica Harrison  
*Executive Assistant*

Stacey D. Hatfield  
*Public Information Officer*

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*Financial Office Specialist*

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### Board Office Hours

7:30am - 5:30pm, Monday - Friday